

ORDINANCE NO. _____

ORDINANCE AMENDING DOWNTOWN PARKING REGULATIONS
WITHIN THE CITY OF LINCOLN

WHEREAS, the City of Lincoln is a municipal corporation situated in Logan County, Illinois; and,

WHEREAS, the City Code of the City of Lincoln, specifically Title 9, governs parking regulations of the City of Lincoln; and,

WHEREAS, the City of Lincoln wishes to create a Downtown Parking District during regular business hours for the benefit of the customers for downtown businesses and those doing business at government buildings within the City of Lincoln by amending Title 9, Chapter 7, Section 4 to the City Code of the City of Lincoln; and,

WHEREAS, the City Council of the City of Lincoln believes that establishing a Downtown Parking District within the City of Lincoln will ensure a business friendly environment and said Parking District will enhance the economic value of the City; and,

WHEREAS, the City Council believes it is in the best interest of the citizens of Lincoln, Logan County, Illinois, that the Downtown Parking District be established within the City of Lincoln.

NOW, THEREFORE, the City Council of the City of Lincoln, Logan County, Illinois, does hereby amend the City Code in the following regards:

1. That Title 9, Chapter 7, Section 4 is hereby deleted and the following is added in place thereof:

"9-7-4: Downtown Parking District

A) Definitions

The Downtown Parking District shall be defined as the downtown

area of the City of Lincoln, defined by the boundaries, where there is the desire to control or restrict parking to provide customer parking for businesses and to those government buildings in the District.

Downtown Parking District Boundaries shall be defined as the following streets: (Both sides of each street are within the district unless specifically indicated otherwise in this section)

Broadway Street from Chicago Street to the alley East of McLean Street
Pulaski Street from Chicago Street to McLean Street
Kickapoo Street from Pekin Street to Clinton Street
McLean Street from Pekin Street to Pulaski Street

Block shall be defined as the area on both sides of a street between nearest cross-streets or intersection.

Days and Hours of Ordinance Enforcement shall be defined as Monday through Friday, 9 AM to 5 PM, excluding City designated holidays.

Officer shall be defined as any City of Lincoln Police Officer, Volunteer Officer or other City of Lincoln employee, full time, part time or temporary, approved by the Chief of Police to enforce City of Lincoln ordinances or State Law in regards to any parking or ordinance violations within the city limits of Lincoln.

Customer shall be defined as any person actively shopping at a merchant or conducting business at any government building in the Downtown Business District other than those that are employed at the business or government entity.

Merchant shall be defined as any and all businesses that provide a service, merchandise or goods and collect fees for that service, merchandise or goods; clubs and organizations with restricted memberships that receive payment for food and drink served to members and non-members; providers of professional services, and collecting fees for services provided.

B) Parking Control

A person parking within the parking district shall comply with this ordinance and with the posted times on signs marking individual spaces or areas.

C) Parking Restrictions

No person, other than a Customer, shall cause any motor vehicle operated by that person to be parked upon a public street within

the Downtown Parking District between the hours of 9:00 a.m. and 5:00 p.m. daily, excepting City designated holidays.

D) Exceptions

The following exceptions will be allowed:

- 1) Designated spaces marked with proper signage.
- 2) Owners or employees that are loading and unloading, limited to thirty (30) minutes.

E) Citations by Officer on Illegally Parked Vehicles

Upon violation of this ordinance, an Officer shall issue a citation. The officer shall next serve the citation on the owner or operator personally or by affixing the citation to the vehicle if the operator cannot be readily located.

F) Citizen Complaints, their Service, and Citizen Witness Required

A parking violation citation may also be served by an Officer upon a person alleged to be in violation of this ordinance following receipt of a sworn parking complaint from a citizen. A citizen swearing out a parking complaint agrees to appear as a witness for the prosecution in Court. If a citizen is unwilling to appear as a witness, then such citation shall not be issued.

G) Separate Violations

Each day or distinct time period of an offense described by this ordinance shall be considered a separate violation subject to a separate penalty as described by this ordinance.

H) Penalties

A person found in violation of section C shall, for the first violation is punishable by a fine of \$25.00. A second offense within a calendar year shall be punishable by a fine of \$50.00. A third offense within a calendar year shall be punishable by a fine of \$100.00. The fourth and any subsequent offense within a calendar year shall be punishable by a fine of \$200.00.

3. That should any clause, sentence, or paragraph of the above-noted Ordinance be declared invalid by any Court of competent jurisdiction, such invalidity shall not affect any other portion of said Ordinance.

4. That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form

as provided by law.

The vote on the adoption of this Ordinance was as follows:

Alderman Parrott	_____	Alderwoman Bauer	_____
Alderwoman Tibbs	_____	Alderman Welch	_____
Alderman Hoinacki	_____	Alderman Mourning	_____
Alderwoman Horn	_____	Alderman Hoefel	_____

Ayes: _____

Nays: _____

Absent: _____

Abstentions: _____

Passed and approved this _____ day of _____, 2016.

CITY OF LINCOLN

BY: _____
Martha Neitzel, Mayor
City of Lincoln, Logan
County, Illinois

ATTEST: _____ (SEAL)
City Clerk, City of Lincoln,
Logan County, Illinois